

HOUSE BILL 1733

By Howell

AN ACT to amend Tennessee Code Annotated, Title 10, Chapter 7, Part 5, relative to information submitted by commercial whitewater outfitter services to the department of environment and conservation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 10-7-504(a), is amended by adding the following as a new subdivision:

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(A) Information contained in reports submitted to the department of environment and conservation by commercial outfitters who provide commercial whitewater outfitter services as prescribed in rules promulgated by the department under § 11-8-107 is confidential and is not open for inspection by members of the public. The information provided in such reports includes, but is not limited to, the following:

(i) The actual number of rafting customers served during a calendar month by a commercial outfitter providing commercial whitewater outfitter services within the Ocoee River management zone;

(ii) The actual number of rafting customers served per month of the season for each section of the river within the Ocoee River management zone;

(iii) Statements of income listing a commercial outfitter's monthly gross revenue generated from commercial whitewater outfitter services in the Ocoee River management zone during the calendar month for each

section of the river, along with all available supporting documentation requested by the department of environment and conservation;

(iv) Statements of income listing a commercial outfitter's annual gross revenue generated from commercial whitewater outfitter services in the Ocoee River management zone during the previous rafting season for each section of the river, along with all available supporting documentation requested by the department of environment and conservation; and

(v) Statements of income reporting a commercial outfitter's annual gross revenue generated by the outfitter's commercial whitewater outfitter services occurring within the Ocoee River management zone during the previous calendar year.

(B) All bank or other financial records regarding a commercial outfitter's business conducted within the Ocoee River management zone that are subject to inspection by the department of environment and conservation are confidential and are not open for inspection by members of the public.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.